

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROYAL YATES,)	
)	
Plaintiff(s),)	No. C05-1510 BZ
)	
v.)	ORDER SCHEDULING
)	JURY TRIAL
GUNNALLEN FINANCIAL and CURT)	
WILLIAMS,)	
)	
Defendant(s).)	
_____)	

Plaintiff having rejected the remittitur, there will be a new trial on the sole issue of the amount of punitive damages against defendant GunnAllen Financial. Following a status conference, **IT IS HEREBY ORDERED** that:

1. DATES

Trial Date: Monday, 8/28/2006, 2 days, **at 8:30 a.m.**

Pretrial Conference: Tuesday, 8/15/2006, **at 4:00 p.m.**

2. PRETRIAL CONFERENCE

By **August 4, 2006** the parties shall meet and take all steps necessary to fulfill the requirements of this Order.

1 By **August 8, 2006**, the parties shall: (1) serve and file
2 a witness list; (2) serve and file requested jury
3 instructions, and a form of verdict. The parties should agree
4 to a joint set of instructions based on the set given during
5 the first trial, and a preliminary instruction advising the
6 jury of the limited nature of the trial. Any instructions on
7 which the parties cannot agree may be submitted separately.
8 The Ninth Circuit Manual and the California Judicial Council's
9 Model Jury Instructions (CACI) should be used where possible.
10 Each requested instruction shall be typed in full on a
11 separate page with citations to the authority upon which it is
12 based. Proposed jury instructions taken from the Ninth
13 Circuit Manual or CACI need only contain a citation to that
14 source. Any modifications made to proposed instructions taken
15 from a manual of model instructions must be clearly indicated.
16 In addition, all proposed jury instructions should conform to
17 the format of the Example Jury Instruction attached to this
18 Order. **By August 10, 2006**, the parties shall serve and file
19 any objections to separately proposed jury instructions.

20 All proposed jury instructions and forms of verdict shall
21 be accompanied by a diskette containing a copy of the document
22 formatted in WordPerfect 6.1, 8, 9 or 10 (Windows) or
23 WordPerfect 5.1 (DOS).

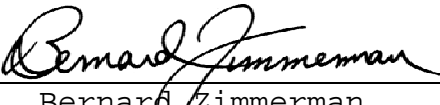
24 At the time of filing the original with the Clerk's
25 Office, two copies of all documents shall be delivered
26 directly to Chambers (Room 15-6688). Chambers' copies of all

27 ///

28 ///

1 pretrial documents shall be three-hole punched at the side,
2 suitable for insertion into standard, three-ring binders.

3 Dated: July 27, 2006

4 
5 Bernard Zimmerman

United States Magistrate Judge

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EXAMPLE PROPOSED JURY INSTRUCTION
For Chambers of Magistrate Judge Zimmerman

A proposed jury instruction should contain the following elements in the following order: (1) the name of the party submitting the instruction; (2) the title of the instruction; (3) the text of the instruction; (4) the authority for the instruction; (5) blank boxes for the Court to note whether it gives the instruction, refuses to give it, or gives it as modified. The following proposed instruction contains these elements.

_____'s Proposed Instruction No. _____.
(Party)

[Title]

[Text]

[Authority]

_____ GIVEN _____ REFUSED _____ GIVEN AS MODIFIED